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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91172124
Party	Plaintiff Galderma S.A. Galderma S.A. Galderma S.A. Zugerstrasse 8 Cham, CH-6330 SWITZERLAND
Correspondence Address	WILLIAM S. FROMMER FROMMER, LAWRENCE & HAUG LLP 745 FIFTH AVENUE NEW YORK, NY 10151 UNITED STATES
Submission	Motion to Suspend for Settlement Discussions
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

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GALDERMA S.A.		
Opposer,		
v.		Opposition No. 91172124
HCI DIRECT, INC.		
Applicant.		
-----X		

MOTION TO SUSPEND
ON CONSENT

On or about May 21, 2007, Applicant filed its Motion for Judgment seeking dismissal of the instant opposition.

On or about June 4, 2007, Opposer's undersigned counsel and counsel for Applicant discussed this matter by telephone.

Opposer and Applicant are engaged in parallel opposition proceedings regarding the same marks in at least three (3) other countries.

Between the date of filing of the Notice of Opposition in this matter and the filing date of Applicant's Motion for Judgment, Opposer was forced to seek alternate domestic representation in the United States due to a conflict of interest of its previous counsel. Additionally, in that same time frame, there was a change in personnel in Opposer's in-house trademark department resulting in the hiring of new trademark counsel.

As a result of these changes and the need for both Galderma's new in-house counsel and its new outside counsel to familiarize themselves with the Opposer's portfolio, further action in

the instant opposition was delayed. For the reasons set forth above, such delay was accidental, inadvertent and unintentional.

During the June 4, 2007 phone call, the undersigned explained the situation to Applicant's counsel. As a result of that phone call, Opposer and Applicant are currently negotiating a possible global resolution to this matter.

On June 15, 2007, Applicant's counsel agreed in writing (by e-mail) to a suspension of the instant proceedings to enable the parties to continue global negotiations – including suspension of any further consideration of Applicant's Motion for Judgment.

WHEREFORE, Opposer, Galderma S.A., respectfully moves that the Board SUSPEND (with consent) further action on the instant opposition – including suspension of any further consideration of Applicant's Motion for Judgment – for NINETY (90) DAYS to enable the parties to continue to negotiate this matter.

Dated: New York, New York
June 15, 2007

Respectfully submitted,
LAW OFFICES OF G. MATHEW LOMBARD, P.C.

By: 
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CERTIFICATE OF SERVICE

It is hereby certified that a copy of the foregoing has been duly served on the Applicant's attorney of record, Donald L. Dennison, Esq., DENNISON SCHULTZ & MACDONALD, 1727 King Street, Suite 105, Alexandria, Virginia 22314, by first-class mail, postage prepaid on June 15, 2007.


G. Mathew Lombard